Memorandum

To:

James D. Boyd, Presiding Member John L. Geesman, Associate Member

Date: August 24, 2004 Telephone: (916) 654-4206

File: 04-AFC-1

From:

Pfanner Siting Project Manager California Energy Commission -1516 Ninth Street Sacramento, CA 95814-5512

Subject: STATUS REPORT FOR THE SAN FRANCISCO ELECTRIC RELIABILITY PROJECT (04-AFC-1)

On August 2, 2004, staff submitted to the Committee a Status Report regarding the San Francisco Electric Reliability Project (SFERP). The Status Report identified that the Preliminary Determination of Compliance (PDOC) might not be issued by the Bay Area Air Quality Management District (BAAQMD) by the scheduled date of August 20th. We now have confirmation from the City of San Francisco (applicant) that the BAAQMD has committed to having the PDOC issued during the first week of September.

Staff has also learned from the applicant that the delivery of preliminary design plans for the historic Meter House (Cultural Resources Data Request #19) will not occur until mid September.

Based on receipt of these two outstanding pieces of information, staff is projecting that the SFERP Preliminary Staff Assessment (PSA) will not be published on the scheduled date of September 20th, 2004, but will be published within 30 days of receipt of the last item.

Also note that staff is expecting a letter from the U.S. Fish and Wildlife Service (USFWS) expressing concerns of the project's NOx emissions and cumulative impacts to federal protected butterfly species on protected habitat on San Bruno Mountain located 4.5 miles southwest of the project site. Staff may have data requests after reviewing the USFWS letter. If data requests are needed, then the responses must be provided and mitigation determined, if necessary, prior to completion of staff's Final Staff Assessment (FSA). This will not impact the schedule for publication of the PSA.

> PROOF OF SERVICE (REVISED 7-9-04) FILED WITH ORIGINAL MAKED FROM SACRAMENTO ON 18

BEFORE THE ENERGY RESOURCES CONSERVATION AND DEVELOPMENT COMMISSION OF THE STATE OF CALIFORNIA

APPLICATION FOR CERTIFICATION
FOR THE SAN FRANCISCO ELECTRIC
RELIABILITY PROJECT

Docket No. 04-AFC-01 PROOF OF SERVICE *Revised 7/9/04

I, Theresa Epps, declare that on August 24, 2004, I deposited copies of the attached Status Report for the San Francisco Electric Reliability Project in the United States mail in Sacramento, CA with first class postage thereon fully prepaid and addressed to the following:

DOCKET UNIT

Send the original signed document plus 12 copies to the following address:

CALIFORNIA ENERGY COMMISSION Attn: Docket No. 04-AFC-01 DOCKET UNIT, MS-4 1516 Ninth Street Sacramento, CA 95814-5512

In addition to the documents sent to the Commission Docket Unit, also send individual copies of all documents to:

APPLICANT

Jesse Blout - Economic Development
Director
Office of the Mayor
City and County of San Francisco
1 Dr. Carlton B. Goodlett Place, Rm 200
San Francisco, CA 94102-4641
Jesse.blout@sfgov.org

Applicant Project Manager Julie Labonte, P.E. SF Public Utilities Commission General Manager's Office 1155 Market St., 11th Floor San Francisco, CA 94103 jlabonte@sfwater.org

APPLICANT'S CONSULTANTS

Steve De Young De Young Environmental Consulting 4155 Arbolado Drive Walnut Creek, CA 94598 steve4155@astound.net

John Carrier CH2MHill 2485 Natomas Park Drive, Suite 600 Sacramento, CA 95833-2943 jcarrier@ch2m.com

COUNSEL FOR APPLICANT

Jeanne Sole
San Francisco City Attorney
City Hall, Room 234
1 Dr. Carlton B. Goodlet Place
San Francisco, CA 94102-4682
Jeanne.sole@sfgov.org

INTERESTED AGENCIES

Emilio E. Varanini, III, General Counsel California Power Authority 910 P Street, Suite 142A Sacramento, CA 95814 Emilio.varanini@dgs.ca.gov Electricity Oversight Board 770 L Street, Suite 1250 Sacramento, CA 95814

Independent System Operator Jeffery Miller 151 Blue Ravine Road Folsom, CA 95630 jmiller@caiso.com

INTERVENORS

Jeffrey S. Russell Vice President, West Region Operations Mirant California, LLC 1350 Treat Blvd., Suite 500 Walnut Creek, CA 94597 Jeffrey.russell@mirant.com

Michael J. Carroll Latham & Watkins LLP 650 Town Center Drive, Suite 2000 Costa Mesa, CA 92626 michael.carroll@lw.com

Potrero Boosters Neighborhood Association Dogpatch Neighborhood Association Joseph Boss 934 Minnesota Street San Francisco, CA 94107 joeboss@joeboss.com

Robert Sarvey
501 West Grantline Road
Tracy, CA 95376
SarveyBob@aol.com

Greenaction for Health & Environmental Justice c/o Marc Harrison Karl Krupp One Hallidie Plaza #760 San Francisco, CA 94706 Karl@greenaction.org San Francisco Community Power c/o Steven Moss 2325 Third Street # 344 San Francisco, CA 94107 steven@sfpower.org

*Californians for Renewable Energy, Inc. (CARE) Michael E. Boyd, President 5439 Soquel Drive Soquel, California 95073 michaelboyd@sbcglobal.net

*Lynne Brown – Member, CARE Resident, Bayview Hunters Point 24 Harbor Road San Francisco, California 94124 L_brown123@yahoo.com

I declare that under penalty of perjury that the foregoing is true and correct.

Shus Epp(Signature)

CEC INTERNAL DISTRIBUTION LIST ONLY

Parties <u>DO NOT</u> mail to the following individuals. The Energy Commission Docket Unit will internally distribute documents filed in this case to the following:

JAMES D. BOYD, Commissioner Presiding Member MS-34

JOHN L. GEESMAN, Commissioner Associate Member MS-31

Stan Valkosky Hearing Officer MS-9

Gary Fay Hearing Officer MS-9

Bill Pfanner Project Manager MS-15

Bill Westerfield Staff Counsel MS-14

Dick Ratliff Staff Counsel MS-14

Margret J. Kim Public Adviser MS-12